

1634  
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## AMENDMENT / RESPONSE TRANSMITTAL

Applicant : Phan, et al.  
 App. No. : 09/997,741  
 Filed : November 27, 2001  
 For : DUAL BEAD ASSAYS INCLUDING  
 OPTICAL BIODISCS AND  
 METHODS RELATING THERETO  
 Examiner : Frank Lu  
 Art Unit : 1634

## CERTIFICATE OF MAILING

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

July 28, 2004

(Date)

*Russell M. Jeide*  
 Russell M. Jeide, Reg. No. 53,198

Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing in the above-identified application are the following enclosures:

- (X) Response to Office Communication in two pages.
- (X) The present application qualifies for small entity status under 37 C.F.R. § 1.27.

The fee has been calculated as shown below:

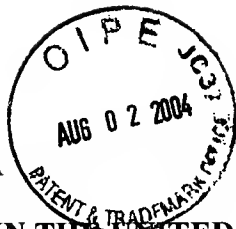
| FEE CALCULATION    |        |              |                      |            |
|--------------------|--------|--------------|----------------------|------------|
| FEE TYPE           |        | FEE CODE     | CALCULATION          | TOTAL      |
| Total Claims       | 28 - = | 2202 (\$9)   | x 9 =                | \$0        |
| Independent Claims | 1 - =  | 2201 (\$43)  | x 43 =               | \$0        |
| Multiple Claim     |        | 2203 (\$145) |                      | \$0        |
|                    |        |              | <b>TOTAL FEE DUE</b> | <b>\$0</b> |

- (X) Return prepaid postcard.
- (X) Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

*Russell M. Jeide*  
 Russell M. Jeide  
 Registration No. 53,198  
 Attorney of Record  
 Customer No. 20,995  
 (619) 235-8550

NAGACO.018A

PATENT



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant : Phan, et al.  
Appl. No. : 09/997,741  
Filed : November 27, 2001  
For : DUAL BEAD ASSAYS INCLUDING OPTICAL BIODISCS AND  
METHODS RELATING THERETO  
Examiner : Frank Lu  
Group Art Unit : 1634

**RESPONSE TO OFFICE COMMUNICATION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313

Dear Sir:

In response to the Office Communication mailed July 22, 2004, Applicants submit the following election.

**Election**

Applicants have previously elected Group I, Claims 1-28. In response to the required election of species, Applicants have previously elected species 1 (Claim 4) from the group of species 1-3. Applicants hereby further elect:

1. species 4 (Claim 7) from the group of species 4-5; and
2. species 6 (Claims 10 and 11) from the group of species 6-7.

Upon allowance of a generic claim, Applicants understand that claims to additional species will be entitled to consideration.

NAGACO.018A  
Application No.: 09/997,741  
Filed: November 27, 2001

Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: July 28, 2009

By: Russell M. Jeide  
Russell M. Jeide  
Registration No. 54,198  
Attorney of Record  
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(619) 235-8550

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